

SHUMAKER & SIEFFERT, P.A.
8425 SEASONS PARKWAY, SUITE 105
ST. PAUL, MINNESOTA 55125
TEL 651.735-1100
FAX 651.735-1102
WWW.SSIPLAW.COM

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TO:	FROM:
Mail Stop Amendment	Jason D. Kelly
Attn: Examiner Matthew Dutton	
Dryden	
COMPANY:	DATE:
U.S. Patent and Trademark Office	JULY 14, 2006
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
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PHONE NUMBER:	SENDER'S REFERENCE NUMBER:
1-571-272-6266	1023-360US01
RE:	APPLICATION SERIAL NUMBER:
Response to Office Action dated	10/825,964
April 26, 2006	

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kenneth T. Heruth; Keith A. Miesel Confirmation No. 8232
Serial No.: 10/825,964 Docket No.: 1023-360US01
Filed: April 15, 2004 Customer No.: 28863
Examiner: Matthew Dutton Dryden Group Art Unit: 3736
Title: DETECTING SLEEP

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CERTIFICATE UNDER 37 CFR 1.8 I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent and Trademark Office on July 14, 2006.

By: 
Name: Patricia Cygan

MAIL STOP AMENDMENT
Commissioner for Patents
Alexandria, VA 22313-1450

Sir:

We are transmitting herewith the attached correspondence relating to this application:

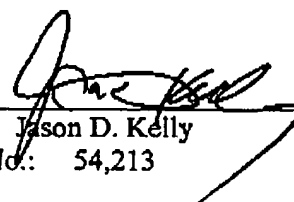
- ☒ Transmittal sheet containing Certificate of Mailing
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Date: July 14, 2006

SHUMAKER & SIEFFERT, P.A.
8425 Seasons Parkway, Suite 105
St. Paul, Minnesota 55125
Telephone: 651.735.1100
Facsimile: 651.735.1102

By:


Name: Jason D. Kelly
Reg. No.: 54,213

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Applicant:	Kenneth T. Heruth; Keith A. Miesel	Confirmation No.	8232
Serial No.:	10/825,964		
Filed:	April 15, 2004	Customer No.:	28863
Examiner:	Matthew Dutton Dryden		
Group Art Unit:	3736		
Docket No.:	1023-360US01		
Title:	DETECTING SLEEP		

AMENDMENT

Mail Stop Amendments
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed April 26, 2006, the period of response for which runs through July 26, 2006, please amend the application as follows.

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks begin on page 14 of this paper.